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7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
11
12 Plaintiff,
13
14 v.
15 PABLO VALENTE CASTANEDA, AND
ANGELICA MARIE ROMO,
16 Defendants.

CASE NO. 1:23-CR-00014-ADA-BAM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

DATE: October 25, 2023

TIME: 1:00 p.m.

COURT: Hon. Barbara A. McAuliffe

17 **STIPULATION**

18 Plaintiff United States of America, by and through its counsel of record, and defendants, by and
19 through defendants' counsel of record, hereby stipulate as follows:

20 1. By previous order, this matter was set for status on October 25, 2023.

21 2. By this stipulation, defendants now move to continue the status conference until March
22 13, 2024, and to exclude time between October 25, 2023, and March 13, 2024, under 18 U.S.C.
23 § 3161(h)(7)(A), B(iv) [Local Code T4].

24 3. The parties agree and stipulate, and request that the Court find the following:

25 a) The government has represented that the discovery associated with this case
26 includes reports, photographs, and audio files. All of this discovery has been either produced
27 directly to counsel and/or made available for inspection and copying.

28 b) Counsel for defendants desire additional time to further review discovery, discuss

potential resolution with his client and the government, and investigate and prepare for trial.

c) Counsel for defendants believe that failure to grant the above-requested continuance would deny him/her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d) The government does not object to the continuance.

e) Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of October 25, 2023 to March 13, 2024, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendants' request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendants in a speedy trial.

g) The parties also agree that this continuance is necessary for several reasons, including but not limited to, the need to permit time for the parties to exchange supplemental discovery, engage in plea negotiations, and for the defense to continue its investigation and preparation, pursuant to 18 U.S.C. § 3161(h)(7)(A) and 3161(h)(7)(B)(i) and (iv).

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: October 20, 2023

PHILLIP A. TALBERT
United States Attorney

/s/ STEPHANIE M. STOKMAN
STEPHANIE M. STOKMAN
Assistant United States Attorney

1 Dated: October 20, 2023

/s/ NICHOLAS REYES
NICHOLAS REYES
Counsel for Defendant
PABLO VALENTE
CASTANEDA

4 Dated: October 20, 2023

/s/ ANTHONY CAPOZZI
ANTHONY CAPOZZI
Counsel for Defendant
ANGELICA MARIE ROMO

8 **ORDER**

9 IT IS SO ORDERED that the status conference is continued from October 25, 2023, to **March 13,**
10 **2024, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe.** Time is excluded pursuant to 18
11 U.S.C. § 3161(h)(7)(A), B(iv).

12 IT IS SO ORDERED.

13 Dated: October 20, 2023

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE